IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

-

WRIT PETITION NO : 19712 of 2004

Between:

Smt.P.V.Sailaja, W/o.Jagannatha Rao,
Mandal Parishad President, Panyam Mandal, Kurnool Dist.

..... PETITIONER

AND

1 The Revenue Divisional officer, Nandyal, Kurnool Dist.
2 The District Collector, Kurnool.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriates writ, order or direction mostly one which is in the nature of writ of MANDAMUS declaring the action of the 1st Respondent in convening the meeting of the Mandal Parishad on 30-10-2004 for considering the motion of no confidence against the petitioner who is the president of panyam Mandal parishad as per the Form V notice Dated 13-10-2004 as illegal, irregular, arbitrary, unjustified, unconstitutional unsustainable and set aside the said notice holding that it is not issued in accordance with rules.

Counsel for the Petitioner:MR.P.VEERA REDDY

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following ORDER:

The only grievance made by the petitioner is that the Form V notice has not been served on her but the same was served on the inmates of the house of the petitioner namely, her husband, which is in conformity with rule 3(b) of G.O.Ms.No.200, dated 28-04-1998 relating to the motion of no confidence.

In view of the same, I see no infirmity in the service of notice warranting interference of this Court for staying the no confidence motion to be held on 30-10-2004.

The writ petition is accordingly dismissed. No costs.

28th OCTOBER, 2004.

kvni

To

1 The Revenue Divisional Officer, Nandyal, Kurnool Dist.
2 The District Collector, Kurnool.

3 Two CCs to the Government Pleader for Panchayat Raj and Rural Development, A.P.High Court Buildings, Hyderabad (OUT)

4 Two CD copies.